

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

<b>Tammy Walker,</b>	)	
<b>Plaintiff</b>	)	
	)	
<b>v.</b>	)	<b>Civil Action No. 05-30074-MAP</b>
	)	
<b>City of Holyoke,</b>	)	
<b>Defendant</b>	)	
	)	

**PLAINTIFF'S MOTION TO COMPEL DEFENDANT TO PRODUCE DOCUMENTS  
PURSUANT TO FED. R. CIV. P. 37(a) AND LOCAL RULE 37.1(B)**

Pursuant to Fed. R. Civ. P. 37(a) (hereinafter "Rules") and Local Rule 37.1B (hereinafter "Loc. R.") and other applicable law, the Plaintiff Tammy Walker ("Plaintiff") hereby move this Court for an Order compelling the Defendant City of Holyoke ("Defendant") to produce certain documents, "that (are) relevant to the claim or defense of any party". Rule 26(b). Specifically, Plaintiff moves to compel production of documents of Sergeant Robert Wagner, a similarly situated employee (or former employee) outside of Plaintiff's protected group, who was treated more favorably. Plaintiff moves for an Order requiring Defendant to pay plaintiff the "reasonable expenses incurred in making (this) motion, including attorney fees...." Pursuant to Rule 37(a).

In corroboration hereof, Plaintiff submit the accompanying Memorandum In Support.

**WHEREFORE**, Plaintiff respectfully request that the Court allow Plaintiff's Motion To Compel in its entirety.

**REQUEST FOR ORAL ARGUMENT**

Pursuant to Loc. R. 7.1 (D), Plaintiff respectfully request oral argument on their Motion.

Respectfully Submitted  
Tammy Walker  
By Her Attorney

Dated November 26, 2006

/s/ Ozell Hudson, Jr.

Ozell Hudson, Jr. Esq.  
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**LOCAL RULE 7.1 AND 37.1 CERTIFICATION**

I, Ozell Hudson, Jr., attorney for the Plaintiff, do hereby certify that in accordance with Loc. R. 7.1 (A)(2) and 37.1 (A) and (B), I conferred in good faith with counsel for Defendant to resolve or narrow the areas of disagreement to the greatest extent possible, or narrow the issues raised by the foregoing Motion. Defendant's counsel, having spoken with her client about the issues, has refused to produce the requested documents unless ordered by the Court.

/s/ Ozell Hudson, Jr.

Ozell Hudson, Jr., Esq.

**CERTIFICATE OF SERVICE**

I hereby certify that this 26th day of November, 2006, I caused to be delivered to all counsel of record, by electronic, fax, hand, or mail with postage prepaid, a true copy of the foregoing document (Plaintiff's Motion to Compel Defendant to Produce Documents and Memorandum In Support) to:

Carole Sakowoki Lynch, Esq.  
Morrison Mahoney, LLP  
1500 Main Street, Suite 2400  
P.O. Box 15387  
Springfield, Ma. 01115

/s/ Ozell Hudson, Jr.  
Ozell Hudson, Jr., Esq